THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 21413 of 2007

Date:12-10-2007

Between:

T.Venkamma and three others

...Petitioners

AND

The District Collector, Prakasham and another

.. Respondents

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ORDER:

The petitioners seek a writ of mandamus to declare the action of the respondents in trying to dispossess them with their peaceful possession and enjoyment of the land to an extent of Ac.0.71 cents in Sy.No.865/1B of Kandukur village and mandal, Prakasham District without following due process of law and without notice, as illegal and arbitrary.

It is the case of the petitioners that the they are in peaceful possession and enjoyment of the land to an extent of Ac.0.71 cents in Sy.No.865/1B of Kandukur village and mandal, Prakasham District which is their ancestral property and it is not an assigned or government land. But, without following due process of law, the second respondent is interfering with the peaceful possession and enjoyment of their land and threatening them to dispossess from their land. It is stated that the petitioners also made a representation before the second respondent on 10.02.2007.

Having regard to the facts of the case, without expressing any opinion on the merits of the case, the writ petition is disposed of directing the second respondent not to dispossess the petitioners from their lands without following due process of law. No costs.

V.ESWARAIAH, J.

Date:12.10.2007

Note:

Operative portion of the order by wire at party's cost.

B/O

ccm